

**TRANSMITTAL LETTER
(General - Patent Pending)**

Docket No.
126181-1047

In Re Application Of: Summers, et al.

Serial No.
08/954,954

Filing Date
October 21, 1997

Examiner
E. Kemmerer

Group Art Unit
1646

Title:

NOVEL ERYTHROPOIETIN RECEPTOR AGONISTS

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is:

1. Response to Office Action Mailed January 8, 2004;
2. Request for One Month Extension of Time;
3. Check in the amount of \$110.00; and
4. Acknowledgment Postcard.

in the above identified application.

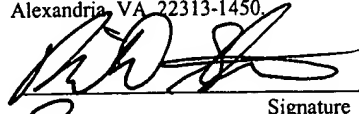
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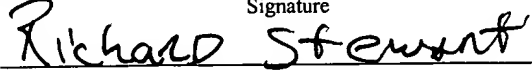
Carol M. Nielsen Reg. No. 37,676
Gardere Wynne Sewell LLP
1000 Louisiana, Suite 3400
Houston, Texas 77002-5007
713-276-5383 phone
713-276-5555 fax
cnielsen@gardere.com

Dated:  May 10, 2004

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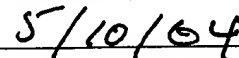
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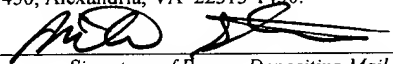
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App. No. 08/954,954
Reply to Office Action mailed January 8, 2004

PATENT
Attorney Docket 126181-1047

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Summers, et al.
Appeal No.: 2003-0337
Serial No.: 08/954,954
Filing Date: October 21, 1997
Group No.: 1646
Examiner: E. Kemmerer
Title: Novel Erythropoietin
Receptor Agonists

<p align="center">CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service via Express Mail service under 37 C.F.R. 1.10 on the date indicated below and addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p align="center"> Signature of Person Depositing Mail</p> <p align="center"><u>Richard Stewart</u> Typed or Handwritten Name of Person Depositing</p> <p>Express Mail Label No. <u>EV 169245986 US</u></p> <p>Date of Deposit: <u>5-10-04</u></p>

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P.O. Box 1450
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RESPONSE TO OFFICE ACTION MAILED JANUARY 8, 2004

Dear Sir:

Applicants submit this response to the non-final Office action mailed January 8, 2004. In view of the following remarks, Applicants request reconsideration and withdrawal of the outstanding rejection, and allowance of the claims pending in this application.

Remarks/Arguments begin on page 2 of this paper.